

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case 05-CA-302398	Date Filed 8/29/22

INSTRUCTIONS:

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer American University		b. Tel. No. 202-885-1000
		c. Cell No.
		f. Fax No.
d. Address (Street, city, state, and ZIP code) 4400 Massachusetts Ave., NW Washington, DC 20016	e. Employer Representative John O'Malley Director of Labor Relations, Office of Human Resources	g. e-mail jomalley@american.edu
		h. Number of workers employed
i. Type of Establishment (factory, mine, wholesaler, etc.) University	j. Identify principal product or service Higher Education	

The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) 8(a)(1) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

The employer has improperly threatened employees with discipline up to and including termination if they participate in protected, concerted strike activity.

3. Full name of party filing charge (if labor organization, give full name, including local name and number)
SEIU Local 500

4a. Address (Street and number, city, state, and ZIP code) 901 Russell Avenue Suite 300 Gaithersburg, MD 20879	4b. Tel. No. 240-506-6055
	4c. Cell No.
	4d. Fax No.
	4e. e-mail gasman@seiu500.org

5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization)
Service Employees International Union

6. DECLARATION

I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.



(signature of representative or person making charge)

Matthew Clash-Drexler, Outside Counsel

(Print/type name and title or office, if any)

Bredhoff & Kaiser, PLLC; 805 15th St., NW; Suite 1000;
Address Washington, DC 20005

Date Aug 25, 2022

Tel. No.
202-842-2600Office, if any, Cell No.
202-321-7598Fax No.
202-842-1888e-mail
mcdrexler@bredhoff.com**WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
PRIVACY ACT STATEMENT**

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information may cause the NLRB to decline to invoke its processes.

Case Name: American University
Case No.: 05-CA-302398
Agent: Board Agent Zach Wooley

CASEHANDLING LOG

[illegible]

CHARGE ASSIGNMENT SHEET (EMPLOYER)

Case No.: 05- CA-302398

CASE NAME:

American University

DATE FILED: 8/29/22

CATEGORY:

☐ I ☐ II ☒ IIIPotential 10(j)
No8(a)(2) (indicated name of
union):# discriminatees
8(a)(3):# of Employees (if not currently on
charge) 500IO charge? Yes: ☐ No: ☒

Dispute City: Washington, DC

☒ E-Filed

Inquiry No.: 1-3196544051

Dispute State:

HOT TOPIC? Yes: ☐ No: ☐**Barg Status:**☐ Existing Contract☐ None☐ Organizational Campaign☒ Seeking Initial Contract☐ Seeking Successor Contract**COMMENTS:** Parties appear to have reached TA; currently unclear
if TA (or ratified TA) will ultimately resolve matter

SUPERVISOR: B. Keough

AGENT: Wooley

8(a)(1)

- ☐ Coercive Actions (Surveillance, etc)
- ☐ Coercive Rules
- ☒ Coercive Statements (Threats, Promises of
Benefits, etc.)
- ☐ Concerted Activities (Retaliation, Discharge,
Discipline)
- ☐ Denial of Access
- ☐ Discharge of supervisor (Parker-Robb Chevrolet)
- ☐ Interrogation (including Polling)
- ☐ Lawsuits
- ☐ Weingarten

8(a)(4)

- ☐ Changes in Terms and Conditions of Employment
- ☐ Discharge (including Layoff and Refusal to Hire)
- ☐ Discipline
- ☐ Refusal to Reinstatement Employee/Striker
- ☐ Shutdown or Relocate/ Subcontract Unit Work

8(a)(5)

- ☐ Alter Ego
- ☐ Failure to Sign Agreement
- ☐ Refusal to Bargain/Bad Faith Bargaining (including
surface bargaining/direct dealing)
- ☐ Refusal to Furnish Information
- ☐ Refusal to Hire Majority
- ☐ Refusal to Recognize
- ☐ Repudiation/Modification of Contract/Sec
8(d)/Unilateral Changes
- ☐ Shutdown or Relocate (e.g. First National
Maintenance).Subcontract Work

8(a)(2)

- ☐ Assistance
- ☐ Domination
- ☐ Unlawful Recognition

8(a)(3)

- ☐ Changes in Terms and Conditions of Employment
- ☐ Discharge (Including Layoff and Refusal to Hire
(not salting))
- ☐ Discipline
- ☐ Lockout
- ☐ Refusal to Consider/Hire Applicant (salting only)
- ☐ Refusal to Reinstatement Employee/Striker (e.g. Laidlaw)
- ☐ Retaliatory Lawsuit
- ☐ Shutdown or Relocate/ Subcontract Unit Work
- ☐ Union Security Related Actions

8(e)

- ☐ All Allegations against a Labor Organization
- ☐ All Allegations against an Employer



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 5
BANK OF AMERICA CENTER, TOWER II
100 S. CHARLES STREET, STE 600
BALTIMORE, MD 21201

Agency Website: www.nlr.gov
Telephone: (410)962-2822
Fax: (410)962-2198



Download
NLRB
Mobile App

August 31, 2022

Mr. John O'Malley
American University
4400 Massachusetts Avenue, N.W.
Washington, DC 20016

Re: American University
Case 05-CA-302398

Dear Mr. O'Malley:

Enclosed is a copy of a charge that has been filed in this case. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Board Agent Zachary T. Wooley whose telephone number is (202) 780-3709. The mailing address is 1015 Half Street, SE, Washington, DC 20570-0001. If this Board agent is not available, you may contact Supervisory Field Attorney Brendan Keough whose telephone number is (202) 780-4623.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing *Form NLRB-4701, Notice of Appearance*. This form is available on our website, www.nlr.gov, or from an NLRB office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

Presentation of Your Evidence: We seek prompt resolutions of labor disputes. Therefore, I urge you or your representative to submit a complete written account of the facts and a statement of your position with respect to the allegations set forth in the charge as soon as possible. If the Board agent later asks for more evidence, I strongly urge you or your representative to cooperate fully by promptly presenting all evidence relevant to the investigation. In this way, the case can be fully investigated more quickly.

Full and complete cooperation includes providing witnesses to give sworn affidavits to a Board agent, and providing all relevant documentary evidence requested by the Board

agent. Sending us your written account of the facts and a statement of your position is not enough to be considered full and complete cooperation. A refusal to fully cooperate during the investigation might cause a case to be litigated unnecessarily.

In addition, either you or your representative must complete the enclosed Commerce Questionnaire to enable us to determine whether the NLRB has jurisdiction over this dispute. If you recently submitted this information in another case, or if you need assistance completing the form, please contact the Board agent.

We will not honor requests to limit our use of position statements or evidence. Specifically, any material you submit may be introduced as evidence at a hearing before an administrative law judge regardless of claims of confidentiality. However, certain evidence produced at a hearing may be protected from public disclosure by demonstrated claims of confidentiality.

Further, the Freedom of Information Act may require that we disclose position statements or evidence in closed cases upon request, unless an exemption applies, such as those protecting confidential financial information or personal privacy interests.

Preservation of all Potential Evidence: Please be mindful of your obligation to preserve all relevant documents and electronically stored information (ESI) in this case, and to take all steps necessary to avoid the inadvertent loss of information in your possession, custody or control. Relevant information includes, but is not limited to, paper documents and all ESI (e.g. SMS text messages, electronic documents, emails, and any data created by proprietary software tools) related to the above-captioned case.

Prohibition on Recording Affidavit Interviews: It is the policy of the General Counsel to prohibit affiants from recording the interview conducted by Board agents when subscribing Agency affidavits. Such recordings may impede the Agency's ability to safeguard the confidentiality of the affidavit itself, protect the privacy of the affiant and potentially compromise the integrity of the Region's investigation.

Correspondence: All documents submitted to the Region regarding your case MUST be filed through the Agency's website, www.nlr.gov. This includes all formal pleadings, briefs, as well as affidavits, documentary evidence, and position statements. The Agency requests all evidence submitted electronically to be in the form it is normally used and maintained in the course of business (i.e., native format). Where evidence submitted electronically is not in native format, it should be submitted in a manner that retains the essential functionality of the native format (i.e., in a machine-readable and searchable electronic format).

If you have questions about the submission of evidence or expect to deliver a large quantity of electronic records, please promptly contact the Board agent investigating the charge. If you cannot e-file your documents, you must provide a statement explaining why you do not have access to the means for filing electronically or why filing electronically would impose an undue burden.

In addition, this Region will be issuing case-related correspondence and documents, including complaints, compliance specifications, dismissal letters, deferral letters, and withdrawal letters, electronically to the email address you provide. To ensure that you receive important case-related correspondence, please ensure that the Board Agent assigned to your case has your preferred email address. These steps will ensure that you receive correspondence faster and at a significantly lower cost to the taxpayer. If there is some reason you are unable to receive correspondence via email, please contact the agent assigned to your case to discuss the circumstances that prevent you from using email.

Controlled Unclassified Information (CUI): This National Labor Relations Board (NLRB) proceeding may contain Controlled Unclassified Information (CUI). Subsequent information in this proceeding may also constitute CUI. National Archives and Records Administration (NARA) regulations at 32 CFR Part 2002 apply to all executive branch agencies that designate or handle information that meets the standards for CUI.

* * *

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website, www.nlr.gov or from an NLRB office upon your request. *NLRB Form 4541, Investigative Procedures* offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Sean R. Marshall". The signature is fluid and cursive, with the first name "Sean" and last name "Marshall" clearly distinguishable.

Sean R. Marshall
Regional Director

Enclosures:

1. Copy of Charge
2. Commerce Questionnaire

QUESTIONNAIRE ON COMMERCE INFORMATION

Please read carefully, answer all applicable items, and return to the NLRB Office. If additional space is required, please add a page and identify item number.

CASE NAME	CASE NUMBER 05-CA-302398
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1. EXACT LEGAL TITLE OF ENTITY (As filed with State and/or stated in legal documents forming entity)

2. TYPE OF ENTITY

☐ CORPORATION ☐ LLC ☐ LLP ☐ PARTNERSHIP ☐ SOLE PROPRIETORSHIP ☐ OTHER (Specify)

3. IF A CORPORATION or LLC

A. STATE OF INCORPORATION OR FORMATION	B. NAME, ADDRESS, AND RELATIONSHIP (e.g. parent, subsidiary) OF ALL RELATED ENTITIES
--	--

4. IF AN LLC OR ANY TYPE OF PARTNERSHIP, FULL NAME AND ADDRESS OF ALL MEMBERS OR PARTNERS

5. IF A SOLE PROPRIETORSHIP, FULL NAME AND ADDRESS OF PROPRIETOR

6. BRIEFLY DESCRIBE THE NATURE OF YOUR OPERATIONS (Products handled or manufactured, or nature of services performed).

7A. PRINCIPAL LOCATION:

7B. BRANCH LOCATIONS:

8. NUMBER OF PEOPLE PRESENTLY EMPLOYED

A. TOTAL:

B. AT THE ADDRESS INVOLVED IN THIS MATTER:

9. DURING THE MOST RECENT (Check the appropriate box): ☐ CALENDAR ☐ 12 MONTHS or ☐ FISCAL YEAR (FY DATES _____)

	YES	NO
A. Did you provide services valued in excess of \$50,000 directly to customers outside your State? If no, indicate actual value. \$ _____		
B. If you answered no to 9A, did you provide services valued in excess of \$50,000 to customers in your State who purchased goods valued in excess of \$50,000 from directly outside your State? If no, indicate the value of any such services you provided. \$ _____		
C. If you answered no to 9A and 9B, did you provide services valued in excess of \$50,000 to public utilities, transit systems, newspapers, health care institutions, broadcasting stations, commercial buildings, educational institutions, or retail concerns? If less than \$50,000, indicate amount. \$ _____		
D. Did you sell goods valued in excess of \$50,000 directly to customers located outside your State? If less than \$50,000, indicate amount. \$ _____		
E. If you answered no to 9D, did you sell goods valued in excess of \$50,000 directly to customers located inside your State who purchased other goods valued in excess of \$50,000 from directly outside your State? If less than \$50,000, indicate amount. \$ _____		
F. Did you purchase and receive goods valued in excess of \$50,000 from directly outside your State? If less than \$50,000, indicate amount. \$ _____		
G. Did you purchase and receive goods valued in excess of \$50,000 from enterprises who received the goods directly from points outside your State? If less than \$50,000, indicate amount. \$ _____		
H. Gross Revenues from all sales or performance of services (Check the largest amount) <input type="checkbox"/> \$100,000 <input type="checkbox"/> \$250,000 <input type="checkbox"/> \$500,000 <input type="checkbox"/> \$1,000,000 or more If less than \$100,000, indicate amount.		
I. Did you begin operations within the last 12 months? If yes, specify date: _____		

10. ARE YOU A MEMBER OF AN ASSOCIATION OR OTHER EMPLOYER GROUP THAT ENGAGES IN COLLECTIVE BARGAINING?

☐ YES ☐ NO (If yes, name and address of association or group).

11. REPRESENTATIVE BEST QUALIFIED TO GIVE FURTHER INFORMATION ABOUT YOUR OPERATIONS

NAME	TITLE	E-MAIL ADDRESS	TEL. NUMBER
------	-------	----------------	-------------

12. AUTHORIZED REPRESENTATIVE COMPLETING THIS QUESTIONNAIRE

NAME AND TITLE (Type or Print)	SIGNATURE	E-MAIL ADDRESS	DATE
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PRIVACY ACT STATEMENT

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UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

AMERICAN UNIVERSITY

Charged Party

and

SEIU LOCAL 500

Charging Party

Case 05-CA-302398

AFFIDAVIT OF SERVICE OF CHARGE AGAINST EMPLOYER

I, the undersigned employee of the National Labor Relations Board, state under oath that on August 31, 2022, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

Mr. John O'Malley
American University
4400 Massachusetts Avenue, N.W.
Washington, DC 20016

August 31, 2022

Date

Jacqueline Denegal, Designated Agent of
NLRB

Name

/s/ Jacqueline Denegal

Signature



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 5
BANK OF AMERICA CENTER, TOWER II
100 S. CHARLES STREET, STE 600
BALTIMORE, MD 21201

Agency Website: www.nlrb.gov
Telephone: (410)962-2822
Fax: (410)962-2198



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August 31, 2022

Matthew Clash-Drexler, Esq.
Bredhoff & Kaiser PLLC
805 15th Street, N.W., Suite 1000
Washington, DC 20005

Re: American University
Case 05-CA-302398

Dear Mr. Clash-Drexler:

The charge that you filed in this case on August 29, 2022 has been docketed as case number 05-CA-302398. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Board Agent Zachary T. Wooley whose telephone number is (202) 780-3709. The mailing address is 1015 Half Street, SE, Washington, DC 20570-0001. If this Board agent is not available, you may contact Supervisory Field Attorney Brendan Keough whose telephone number is (202) 780-4623.

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Presentation of Your Evidence: As the party who filed the charge in this case, it is your responsibility to meet with the Board agent to provide a sworn affidavit, or provide other witnesses to provide sworn affidavits, and to provide relevant documents within your possession. Because we seek to resolve labor disputes promptly, you should be ready to promptly present your affidavit(s) and other evidence. If you have not yet scheduled a date and time for the Board agent to take your affidavit, please contact the Board agent to schedule the affidavit(s). If you fail to cooperate in promptly presenting your evidence, your charge may be dismissed without investigation.

Preservation of all Potential Evidence: Please be mindful of your obligation to preserve all relevant documents and electronically stored information (ESI) in this case, and to take all steps necessary to avoid the inadvertent loss of information in your possession, custody or control. Relevant information includes, but is not limited to, paper documents and all ESI (e.g. SMS text messages, electronic documents, emails, and any data created by proprietary software tools) related to the above-captioned case.

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* * *

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We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Sean R. Marshall". The signature is fluid and cursive, with the first name "Sean" and last name "Marshall" clearly distinguishable.

Sean R. Marshall
Regional Director

Enclosure: Copy of Charge

cc: SEIU Local 500
901 Russell Avenue, Suite 300
Gaithersburg, MD 20879-3281

NATIONAL LABOR RELATIONS BOARD

NOTICE OF APPEARANCE

and
Bredhoff & Kaiser PLLC

CASE 05-CA-302398

American University

☒ REGIONAL DIRECTOR

☐ EXECUTIVE SECRETARY
NATIONAL LABOR RELATIONS BOARD
Washington, DC 20570

☐ GENERAL COUNSEL
NATIONAL LABOR RELATIONS BOARD
Washington, DC 20570

THE UNDERSIGNED HEREBY ENTERS APPEARANCE AS REPRESENTATIVE OF _____
American University, Charged Party/Respondent.

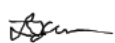
IN THE ABOVE-CAPTIONED MATTER.

CHECK THE APPROPRIATE BOX(ES) BELOW:

☒ REPRESENTATIVE IS AN ATTORNEY

☒ IF REPRESENTATIVE IS AN ATTORNEY, IN ORDER TO ENSURE THAT THE PARTY MAY RECEIVE COPIES OF CERTAIN DOCUMENTS OR CORRESPONDENCE FROM THE AGENCY IN ADDITION TO THOSE DESCRIBED BELOW, THIS BOX MUST BE CHECKED. IF THIS BOX IS NOT CHECKED, THE PARTY WILL RECEIVE ONLY COPIES OF CERTAIN DOCUMENTS SUCH AS CHARGES, PETITIONS AND FORMAL DOCUMENTS AS DESCRIBED IN SEC. 11842.3 OF THE CASEHANDLING MANUAL.

(REPRESENTATIVE INFORMATION)

NAME: Louis J Cannon
MAILING ADDRESS: 2800 Quarry Lake Drive, Suite 200
Baltimore MD
E-MAIL ADDRESS: Louis.Cannon@jacksonlewis.com
OFFICE TELEPHONE NUMBER: 4104152000
CELL PHONE NUMBER: _____ FAX: 4104152001
SIGNATURE: 
DATE: Tuesday, September 13, 2022 10:16 AM Eastern Standard Time
(Please sign in ink.)

¹ IF CASE IS PENDING IN WASHINGTON AND NOTICE OF APPEARANCE IS SENT TO THE GENERAL COUNSEL OR THE EXECUTIVE SECRETARY, A COPY SHOULD BE SENT TO THE REGIONAL DIRECTOR OF THE REGION IN WHICH THE CASE WAS FILED SO THAT THOSE RECORDS WILL REFLECT THE APPEARANCE.

From: [Matthew Clash-Drexler](#)
To: [Wooley, Zachary T.](#)
Subject: RE: ULP Case no. 05-CA-302398 - American University
Date: Wednesday, September 21, 2022 9:59:47 AM

CAUTION: The sender of this message is external to the NLRB network. Please use care when clicking on links and responding with sensitive information. Forward suspicious emails to [nlrbirc@nrlb.gov](mailto:nlrbc@nrlb.gov).

Confirming that SEIU Local 500 is requesting to withdraw the ULP charge.

Thank you for your assistance in this matter.

Matthew Clash-Drexler
Bredhoff & Kaiser P.L.L.C.
805 15th Street N.W.
Suite 1000
Washington D.C. 20005
PH (202) 842-2600
C (202) 321-7598
FAX (202) 842-1888
www.bredhoff.com
Pronouns: He, Him, His

This Electronic Transmission Is Intended Only For The Addressee Shown Above. It May Contain Information That Is Privileged, Confidential Or Otherwise Protected From Disclosure. Any Review, Dissemination Or Use Of This Transmission Or Its Contents By Persons Other Than The Addressee Is Strictly Prohibited. If You Have Received This Electronic Transmission In Error, Please Delete the E-Mail And Notify Us Immediately By Telephone Or By Reply E-Mail.

To Ensure Compliance With The Requirements Imposed By The Internal Revenue Service In IRS Circular 230, Please Be Informed That Any Tax Advice Contained In This Communication (Including Any Attachments) Is Not Intended Or Written To Be Used, And Cannot Be Used, For The Purpose Of (i) Avoiding Tax-Related Penalties Under The Internal Revenue Code Or (ii) Promoting, Marketing Or Recommending To Another Party Any Tax-Related Matter Addressed Herein.

From: Wooley, Zachary T. <Zachary.Wooley@nrlb.gov>
Sent: Wednesday, September 21, 2022 9:49 AM
To: Matthew Clash-Drexler <mcdrexler@bredhoff.com>
Subject: [EXTERNAL] ULP Case no. 05-CA-302398 - American University

Mr. Clash-Drexler,

Per our call yesterday, this email is to confirm the Charging Party's request to withdraw the charge in the above listed matter. If you have any questions regarding this case, please reach out to me.

Thanks,
-Zach

Zach Wooley
Field Attorney
NLRB, Region 5
202-780-3709
zwooley@nrlb.gov

Disclaimer

This electronic transmission is intended only for the addressee shown above. It may contain information that is privileged, confidential or otherwise protected from disclosure. Any review, dissemination or use of this transmission or its contents by persons other than the addressee is strictly prohibited. If you have received this electronic transmission in error, please delete the e-mail and notify us immediately by telephone or by reply e-mail. This email has been scanned for viruses and malware, and may have been automatically archived by Mimecast, a leader in email security and cyber resilience.

From: [Keough, Brendan](#)
To: [Wilkins, Charlene E.](#)
Cc: [Colangelo, David A](#); [Chambers, John](#); [Graves, Monica A.](#)
Subject: RE: FOR REVIEW/APPROVAL - FW: ULP Case no. 05-CA-302398 - American University - ADJUSTED Withdrawal
Date: Thursday, September 22, 2022 10:46:26 AM

Looks good.

Brendan Keough
Supervisory Field Attorney
National Labor Relations Board, Region 5
Washington, D.C. Resident Office
202-780-4623 (direct)

From: Wilkins, Charlene E. <Charlene.Wilkins@nlrb.gov>
Sent: Thursday, September 22, 2022 10:08 AM
To: Keough, Brendan <Brendan.Keough@nlrb.gov>
Cc: Colangelo, David A <David.Colangelo2@nlrb.gov>; Chambers, John <John.Chambers@nlrb.gov>; Graves, Monica A. <Monica.Graves@nlrb.gov>
Subject: FW: FOR REVIEW/APPROVAL - FW: ULP Case no. 05-CA-302398 - American University - ADJUSTED Withdrawal
Importance: High

Withdrawal letter is ready for final approval.

From: Graves, Monica A. <Monica.Graves@nlrb.gov>
Sent: Thursday, September 22, 2022 9:56 AM
To: Wilkins, Charlene E. <Charlene.Wilkins@nlrb.gov>
Cc: Colangelo, David A <David.Colangelo2@nlrb.gov>; Chambers, John <John.Chambers@nlrb.gov>; Keough, Brendan <Brendan.Keough@nlrb.gov>; Andrews, Kimberly <Kimberly.Andrews@nlrb.gov>
Subject: FOR REVIEW/APPROVAL - FW: ULP Case no. 05-CA-302398 - American University - ADJUSTED Withdrawal

Hi Char,

This adjusted withdrawal letter is ready for your review. [Letter Approving Withdrawal in C Case.docx](#)

Best wishes,

Monica

From: Colangelo, David A <David.Colangelo2@nlrb.gov>
Sent: Wednesday, September 21, 2022 1:39 PM
To: Graves, Monica A. <Monica.Graves@nlrb.gov>
Cc: Keough, Brendan <Brendan.Keough@nlrb.gov>; Chambers, John <John.Chambers@nlrb.gov>; Wilkins, Charlene E. <Charlene.Wilkins@nlrb.gov>
Subject: FW: ULP Case no. 05-CA-302398 - American University - ADJUSTED Withdrawal

Hi Monica,

Please draft this w/d when you can.

Thanks,
Dave

From: Andrews, Kimberly <Kimberly.Andrews@nlrb.gov>
Sent: Wednesday, September 21, 2022 12:13 PM
To: Colangelo, David A <David.Colangelo2@nlrb.gov>
Subject: FW: ULP Case no. 05-CA-302398 - American University - ADJUSTED Withdrawal

From: Keough, Brendan <Brendan.Keough@nlrb.gov>
Sent: Wednesday, September 21, 2022 12:05 PM
To: Andrews, Kimberly <Kimberly.Andrews@nlrb.gov>
Cc: Wooley, Zachary T. <Zachary.Wooley@nlrb.gov>
Subject: FW: ULP Case no. 05-CA-302398 - American University - ADJUSTED Withdrawal

Kim:

I recommend approving the adjusted withdrawal. (b) (5)
(b) (5). Withdrawal action created in Nxgen.

Thanks

Brendan Keough
Supervisory Field Attorney
National Labor Relations Board, Region 5
Washington, D.C. Resident Office
202-780-4623 (direct)

From: Wooley, Zachary T. <Zachary.Wooley@nlrb.gov>
Sent: Wednesday, September 21, 2022 10:04 AM
To: Keough, Brendan <Brendan.Keough@nlrb.gov>
Subject: ULP Case no. 05-CA-302398 - American University - Withdrawal

WITHDRAWAL

CASE NAME:	American University
CASE NUMBER:	05-CA-302398
SCOPE: Full	If Partial, Allegations disposed of by this action: Allegations Remaining:
Date of issuance of Withdrawal Letter:	

-

Withdrawal Options: Adjusted Oral

Remarks:

Charging Party requested to withdraw the [charge](#) at this time, instead of proceeding with the investigation, as

(b) (5)

Following the request, the Charging Party confirmed the withdrawal by [email](#).

Checklist:

- ☒ My LOG is updated in NxGen. (Link [LOG](#))
- ☒ All Notices of Appearance, including e-mail correspondence, have been uploaded into NxGen.
- ☒ The Participant List accurately reflects all appearances.

-

Routing Instructions: Full - Agent - Supe - ARD - RD Sec. - OM - Typing Pool - RD Sec. - Supe - Typing Pool

Typist will save e-mail chain as: **FIR.05-CA-302398.chain approving-Full-Withdrawal**

Zach Wooley
Field Attorney
NLRB, Region 5
202-780-3709
zwooley@nrlb.gov



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 5
BANK OF AMERICA CENTER, TOWER II
100 S. CHARLES STREET, STE 600
BALTIMORE, MD 21201

Agency Website: www.nlrb.gov
Telephone: (410)962-2822
Fax: (410)962-2198

September 22, 2022

Louis J. Cannon, Esq.
Jackson Lewis P.C.
Suite 200
2800 Quarry Lake Drive
Baltimore, MD 21209

Re: American University
Case 05-CA-302398

Dear Mr. Cannon:

This is to advise you that I have approved the withdrawal of the charge in the above matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Sean R. Marshall".

Sean R. Marshall
Regional Director

cc: Mr. John O'Malley
American University
4400 Massachusetts Avenue, N.W.
Washington, DC 20016

Matthew Clash-Drexler, Esq.
Bredhoff & Kaiser PLLC
Suite 1000
805 15th Street, N.W.
Washington, DC 20005

SEIU Local 500
Suite 300
901 Russell Avenue
Gaithersburg, MD 20879-3281